

EXHIBIT ONE

Declaration of Sarah Hayes dated September 9, 2024

Declaration of Sarah Hayes

Sarah Hayes, of full age and a resident of The City of New York, New York County, declares under the Penalty of Perjury, to the Truth of the following:

1.) I am a singer at the Swing 46 dinner & Jazz Club located at ~~the~~ 340 West 46 street, NY, NY 10036.

2.) I AM ALSO A WITNESS FOR PLAINTIFFS/ APPELLANTS in the MATTER OF AKHtar et al. v. Adams, # 23-cv-06585 before this Court.

3. ON ~~October~~^{September} 9, 2024 I WAS present at Swing 46 decorating windows when I observed the defendant Eric M. Eisenberg

Standing on the front patio of Swing 46.

4. Defendant Eisenberg HAS been told to stay off ~~of~~ the property, but he continues to trespass.

5. ON Wednesday Sept. 9th he came onto the property and I told him to leave. He remained for several minutes with his cell phone applied to outdoor speakers.

C. He then went onto the sidewalk and continued to point his ~~se~~ cell phone in the direction of Swing 46. He also stuck the cell phone into

My face. I pushed it away and he falsely claimed I attacked him.

7. He then remained in the vicinity of the club pointing his cell phone in my direction over a period of almost two hours.

8. I find his conduct to be very disturbing and because he acts so strangely, and will NOT stay away, I AM worried over what he will do next.

9. I want to stop him from STALKING me, and ~~the~~ Eisenberg had me so upset this afternoon that I broke down and cried. He needs to be stopped.

I Affirm To the Truth of the
foregoing, I understand that I
can be subject to punishment for
any statement knowingly made false.

Dated: September 9, 2024 Sarah K. Hayes
Sarah Hayes

Witness: Anthony N. Taurone
Attorney at Law of the
State of New York